

REMARKS

The Office Action dated 10/07/2008 has been fully considered by the Applicant.

Attached is a Petition for Three Month Extension of Time and a Request for Continued Examination. Also enclosed is a check to cover the government fees.

Claims 16, 17 and 18 have been currently amended. Claims 5, and 7-8 have been previously presented. Claims 1-4, 6, and 9-15 have been canceled. New claims 19 and 20 have been added. Support for new claim 19 can be found on Page 6, first paragraph, and for claim 20 on pages 9 and 10.

Claims 5 and 16-17 have been rejected under 35 USC 103(a) as being unpatentable over United States Patent No. 5,845,084 to Cordell et al and further in view of United States Patent No. 6,643,641 to Snyder. Reconsideration of the rejection is respectfully requested.

Claim 16 has been currently amended to provide in part that following selection of the web page and the data being received by a browser, the reformatting data for display of the selected web page by the browser is prevented until a predetermined amount of data is received by the browser since the previous reformat of that web page, the predetermined amount being specified prior to obtaining data for that web page.

In Applicant's invention the predetermined amount of data is specified before the web page is loaded. In contrast, the Cordell '084 patent teaches that a reformatting is prevented until a post determined amount of data is received. The reformatting in the '084 Cordell patent does not occur until the size of the image is known, after the image has been completely downloaded (Fig 4A, 76, 70).

Applicant sincerely believes that currently amended claim 16 is not taught or suggested in the cited references and therefore respectfully requests reconsideration of the rejection.

Claim 17 has been amended to clarify that the web page is reformatted only if a predetermined amount of data has been received by the browser, or a predetermined time if this predetermined amount is not received therein, wherein the predetermined values are specified prior to obtaining data for the web page.

The Cordell '084 patent is directed toward the problem of how to optimize the display of a web page, wherein placeholders are displayed instead of images if data reception is via a slow connection. Thus, on a fast connection, Cordell '084 teaches that the web page is reformatted after each image is obtained. On a slow connection, Cordell '084 teaches that the web page is reformatted once all images have been obtained.

However, if processing means are limited, on a fast connection the display of the web page would jerk and/or flicker pages as the processor tried to reformat the page after each image is downloaded. On a slow connection there is no reformat until all images have been obtained, which means that disadvantageously the user may have to wait a very long time to see any images if at all.

In contrast, Applicant's invention is directed toward the problem of how to reduce the number of reformats when the processing means are limited, such that the web page is reformatted periodically, either according to a predetermined time or amount of data, to allow some images to be seen as the web page is downloaded, but without necessarily reformatting after obtaining every image to avoid burdening the processor.

As such, the reformatting in Applicant's invention only occurs after a predetermined amount of data has been received by the browser or after a predetermined time has elapsed since a previous

reformat of that web page if the predetermined amount of data is not received with the predetermined time. In contrast to Cordell '084, these predetermined values are specified in Applicant's invention before data is obtained for the web page.

According to Cordell '084, the reformatting may occur on a fast connection after an image has been received or on a slow connection after all the images have been received, the amount of image data not being known before reception of data begins and thus the values are not predetermined.

There is no suggestion in Cordell '084 to perform a reformat after a predetermined amount of data had been received, as on a fast connection there would be no need as the images would be available relatively quickly, and on a slow connection placeholders are used instead of displaying images so no reformatting is required.

Independent claim 18 has been currently amended to include the step that the predetermined amount of data and time is specified prior to obtaining data for the web page. Applicant sincerely believes that currently amended claim 18 is not taught or suggested in the cited references.

Claim 18 includes the step as a part therefore of determining and noting a highest y-coordinate point or level in the displayed portion of the web page and commencing a timer. There is no similar step found in the '084 Cordell patent.

Examiner Stork has cited Column 13, lines 1-58 as teaching this step; however, Column 13, lines 1-58 in the '084 Lowery Patent refer to a portion of claim 8 and to claims 9-13 and to a portion of claim 14. Applicant respectfully requests the Examiner to provide more information as to where in these claims is cited Applicant's step of "determining and noting a highest y-coordinate point or level in the displayed portion of the web page and commencing a timer".

In addition, Examiner Stork has indicated that Applicant's steps of storing any further data received during the time interval set by a timer and preventing the browser from reformatting the web page while the browser receives the further data; and reformatting the selected web page from the top of the highest y-coordinate point only after a predetermined amount of data has been received by the browser or after the predetermined time interval has elapsed since a previous reformat of that web are taught in the Lowery '554 patent at Col. 8, line 25-51. Applicant respectfully disagrees.

There is no step of an internet web browser determining and noting a highest y-coordinate point or level in the displayed portion of the web page and commencing a timer in the Lowery '554 Patent, in Figure 5, or as cited in Col 8, lines 25-51. There is not even a mention of use of a timer in the embodiment as seen in Figure 5 and as described and cited by Examiner Stork in lines 25-51.

The Lowery patent utilizes a partitioned architecture to facilitate the creation and management of custom web sites and servers and, therefore, attempts to eliminate connect times from page servers to various data sources. It does not have a step for setting a timer for a predetermined amount of time for reformatting a selected web page from the top of a highest y-coordinate point, as in Applicant's invention, particularly since the Lowery patent utilizes an interceptor which handles the request and connects to a dispatcher which determines which page servers can handle the request.

The cited references taken alone or in combination do not teach or suggest Applicant's currently amended claim independent claim 18. Applicant sincerely request reconsideration of the rejection.

Claims 7 and 8 have been rejected under 35 USC 103(a) as being unpatentable over Cordell, and further in view of United States Patent No. 5894554 to Lowery et al.

Claim 7 depends on dependent claim 5 which further depends upon independent claim 17. Applicant believes that dependent claims 7 and 5 are patentable over the cited references for the same reasons as stated above. Applicant respectfully requests reconsideration of the rejection.

Claim 8 depends upon dependent claim 7 which further depends upon claim 5 which depends upon independent claim 17. Applicant believes that dependent claims 8, 7 and 5 are patentable over the cited references for the same reasons as stated above. Therefore, Applicant respectfully requests reconsideration of the rejection.

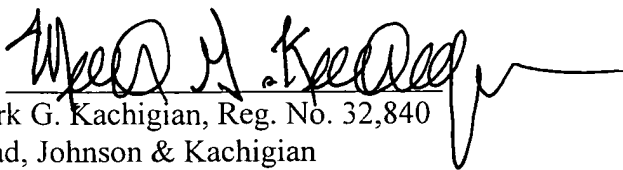
It is believed that the claims herein define the invention over the cited references and that the forgoing is fully responsive to the outstanding Office Action. If, for any reason, the claims are not in condition for allowance, it is because of a mistake or a misunderstanding of the Office Action and in such case, the Examiner is invited to call the undersigned at (198) 587 2000 so that any remaining amendments to place the application in condition for allowance can hopefully be achieved in a telephone interview.

If any further charges or refunds are associated with this application, the Commissioner is hereby authorized to charge Deposit Account No. 08-1500.

HEAD, JOHNSON & KACHIGIAN

Respectfully submitted,

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By: 
Mark G. Kachigian, Reg. No. 32,840
Head, Johnson & Kachigian
228 West 17th Place
Tulsa, Oklahoma 74119
(918) 587-2000